

TRANSPORTATION COMMISSION MEETING MINUTES  
FEBRUARY 26, 2015 – 9:30 A.M.  
BECKER-HANSEN BUILDING – 700 EAST BROADWAY  
PIERRE, SD

PRESENT: Bob Benson, Chairman  
Donald Roby, Vice Chairman  
Edward Seljeskog, Member  
Larry Thompson, Member  
Rod Fouberg, Member  
Ralph Marquardt, Member (via conference call)  
Tim Dougherty, Member  
Kathy Zander, Member  
Ron Rosenboom, Member

DOT STAFF PRESENT: Darin Bergquist, William Nevin, Greg Fuller, Brooke White, Katie Thompson, Joel Jundt, Kellie Beck, Kristi Sandal, Sam Weisgram, Mike Behm, Ryan Johnson, Brace Prouty, Christina Bennett, Scott Rabern, Stevie Underberg, Jason Humphrey, Kelly VanDeWiele, Joel Gengler and Patricia Saukel

OTHERS PRESENT: Virginia Tsu and Mark Clausen - FHWA; Toby Crow – AGC; and Larry Engbrecht – SD ACPA

The meeting was called to order at 9:30 a.m. by Chairman Bob Benson.

A MOTION WAS MADE to approve the minutes of the January 29, 2015 regular meeting and the February 12, 2015 conference call meeting by Roby and seconded by Dougherty. All voted aye and the motion carried.

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William Nevin of the Office of Legal Counsel asked the Commission to consider approval on the proposed administrative rule change:

70:01:02:01 – Minnehaha County speed zone rule

A MOTION WAS MADE by Roby to adopt 70:01:01:01 – Minnehaha County speed zone rule and seconded by Thompson. All voted aye and motion carried.

RESOLUTION #2015-02.01 was adopted.

William Nevin then recommended to the Commission to set an administrative hearing date for the following:

70:01:02:29 – Grant county speed zone rule

A MOTION WAS MADE by Roby to have the hearing on the next commission meeting scheduled for Thursday, March 26, 2015 at 9:30 a.m. and seconded by Seljeskog. All voted aye and motion carried.

RESOLUTION #2015-02.02 was adopted.

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Secretary Bergquist provided the Commission the Legislative update for week seven of the session. After a brief review of the last Commission meeting update, Bergquist informed the Commissioners that HB1131 was moved to House State Affairs where it was essentially sent to the 41<sup>st</sup> day. Bergquist said this action was intentional and planned, leaving only the Senate version – SB1 -- still alive. No action was taken during the week on SB1 but will be heard in Committee on Friday, March 6th. The House version of the bill will be shaped at this meeting. As far as opposition, there has been some significant push back from the Petroleum Industry. There are also some concerns and questions about how the revenue is being split between the state and local governments. The Governor is very supportive of SB1 in its current form.

Zander asked Secretary Bergquist if another resolution was necessary for the Commission to support SB1 and Secretary Bergquist said that the language from Resolution #2015-01.01 supports any legislation that is to occur for the highway and bridge funding and does not specifically name either bill.

Dougherty commended Bergquist on behalf of the Commission on the amount of work and information that he and his staff put together to present the highway and funding bill to the Legislators and thanked him for a good job.

Roby asked Bergquist how supportive the public has been during the Governor's and his presentations and Bergquist said that he and the Lt. Governor did two presentations in Watertown and two in Aberdeen. The Governor did 21 in the span of three weeks across the state, including Chambers in Mitchell and Spearfish, newspapers, media, etc. Bergquist said the response from the public has been generally supportive. Benson and Bergquist also commended Senator Vehle (who was not present in the meeting) on his efforts and the tremendous support he has given.

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Greg Fuller, Director of Operations presented the following Construction Change Orders to the Transportation Commission:

Construction change orders approved in January contain a decrease of approximately \$108,069.

Over the past 12 months, the overall contract increase is 1.01%.

The following projects have a Construction Change Order (CCO) amounting to a contract change in excess of \$50,000.

### **ABERDEEN REGION**

- I. Project: P 0020(123)427, Grant County, PCN 037K  
Location: SD 20 from Codington Co. to SD 15  
Contractor: Bituminous Paving, Inc.  
Type of Work: Cold Milling Asphalt Concrete, Asphalt Concrete Resurfacing, & Culvert Repair

Original Contract Amount: \$ 3,086,685.10  
Change on CCO No. 2: \$ (223,376.95)  
Net Change to Date: \$ (225,610.95)

Explanation of Change on CCO No. 2: This decrease was the result of less asphalt binder and asphalt concrete mix being used on the project than was estimated in the plans.

### **MITCHELL REGION**

- II. Project: IM 0905(96)258, Brule County, PCN 01QR  
Location: I90 at Oacoma  
Contractor: Upper Plains Contracting Inc.  
Type of Work: Cold Milling Asphalt Concrete, Nonreinforced PCCP Resurfacing, and Structure Rehabilitation

Original Contract Amount: \$ 11,620,749.71  
Change on CCO No. 7: \$ 113,518.64  
Net Change to Date: \$ 364,721.12

Explanation of Change on CCO No. 7: This increase was the result of additional contractor furnished borrow needed for inslope improvements and additional asphalt concrete composite needed for median crossover and temporary ramp detours, guardrail locations, and at the east end of the Missouri River bridge crossing.

- III. Project: P 0050(93)222, Brule County, PCN 025A  
Location: SD 50 from the Buffalo/Brule County Line to Chamberlain  
Contractor: Spencer Quarries Inc.  
Type of Work: Cold Milling Asphalt Concrete, Asphalt Concrete Resurfacing,  
Flattening Slopes on Approaches, Culvert Work

Original Contract Amount: \$ 4,572,721.14  
Change on CCO No. 5F: \$ (153,890.19)  
Net Change to Date: \$ 301,121.15

Explanation of Change on CCO No. 5F: This decrease was the result of final adjustments to a number of the contract items due to normal construction variances.

- IV. Project: NH 0081(98)35, Hutchinson County, PCN 047D  
Location: US 81 from Freeman to Salem  
Contractor: Diamond Surface, Inc.  
Type of Work: Minor Joint and Spall Repair

Original Contract Amount: \$ 2,358,650.73  
Change on CCO No. 4: \$ (106,631.81)  
Net Change to Date: \$ 274,446.59

Explanation of Change on CCO No. 4: This decrease was the result eliminating the requirement for MC-70 Asphalt for Prime and Shoulder Preparation from the contract. Both items were eliminated due the existing shoulder having more asphalt depth than anticipated.

- V. Project: NH 0050(110)343, Bon Homme County, PCN 03RM  
Location: SD 50 from the Charles Mix/Bon Homme County Line to SD 37.  
Contractor: Spencer Quarries Inc.  
Type of Work: Cold Milling Asphalt Concrete and Resurfacing, Epoxy Deck Seal,  
and Bridge Rail

Original Contract Amount: \$ 3,204,570.04  
Change on CCO No. 3: \$ (71,052.66)  
Net Change to Date: \$ (63,254.33)

Explanation of Change on CCO No. 3: This decrease was the result of less asphalt binder material used on the project. The Department approved asphalt concrete mix design contained a target asphalt binder content lower than estimated in the plans.

- VI. Project: P 0025(69)61, Hanson County, PCN 02QL  
Location: SD25 from SD 38 to SD 34.  
Contractor: Spencer Quarries Inc.

Type of Work: Cold Milling Asphalt Concrete, Asphalt Concrete Resurfacing, & Pipe Work

Original Contract Amount: \$ 4,610,844.70  
Change on CCO No. 5: \$ 80,486.98  
Net Change to Date: \$ 243,272.64

Explanation of Change on CCO No. 5: This increase was the result of additional riprap being needed due to existing field conditions and for pavement smoothness incentive paid in accordance with the specifications.

- VII.** Project: P 000S(00)018, Regionwide, PCN 02DR  
Location: Various Locations in the Mitchell Region.  
Contractor: Vogel Traffic Services, Inc.  
Type of Work: Pavement Marking

Original Contract Amount: \$ 708,693.22  
Change on CCO No. 1F: \$ (121,799.40)  
Net Change to Date: \$ (121,799.40)

Explanation of Change on CCO No. 1F: This decrease was the result of adjusting the original estimated quantities for Pavement Marking Paint to the actual field measured quantities.

## **PIERRE REGION**

- VIII.** Project: P 0034(123)148, Haakon County, PCN 00L5  
Location: SD 34 Structures over Plum Creek  
Type of Work: Epoxy Chip Seal, Bridge Rail Retrofit, Bearing Repair, Joint Modification, Approach Guardrail, and Approach Pavement

Original Contract Amount: \$ 703,192.00  
Change on CCO No. 4F: \$ 104,478.33  
Net Change to Date: \$ 115,920.00

Explanation of Change on CCO No. 4F: This increase was the result of additional work that was needed at the roadway to bridge transitions at a number of structure locations on the project.

- IX.** Project: EM-NH 0014(159)230, Hughes County, PCN 010L  
Location: SD 14 from Pierre to US83  
Contractor: Morris Inc.  
Type of Work: Concrete Pavement Repair, Crack and Seat PCC Pavement, Asphalt Concrete Surfacing, and Slipline Mainline Pipe

Original Contract Amount: \$ 5,120,998.26

Change on CCO No. 9:     \$     (61,989.99)  
Net Change to Date:       \$     18,813.12

Explanation of Change on CCO No. 9: This decrease was the result of normal construction variances to a number of contract items.

- X.     Project: P 0047(97)41, Lyman County, PCN 02ZM  
Location: SD 47 from Iona to SD 49/SD 47 Junction  
Contractor: Schweigert Construction, Inc.  
Type of Work: Erosion and Land Slide Repair

Original Contract Amount: \$   2,001,495.38  
Change on CCO No. 3:       \$     122,561.68  
Net Change to Date:         \$     402,097.68

Explanation of Change on CCO No. 3: This increase was mostly the result of additional excavation, flagging, temporary fence, and subsequent repair work required at the slide repair locations.

#### **RAPID CITY REGION**

- XI.    Project: IM 0902(148)111, Pennington County, PCN 021B  
Location: I 90- EBL from US 14 to Exit 121  
Contractor: Stanley Johnsen Concrete Contractor, Inc.  
Type of Work: Remove and Replace PCC Pavement

Original Contract Amount: \$  15,765,900.23  
Change on CCO No. 12:     \$     52,129.88  
Net Change to Date:        \$    266,884.93

Explanation of Change on CCO No. 12: This increase was the result of payment made to the contractor for excess Modified Gravel Cushion produced on this project that will be used on another DOT project.

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Ryan Johnson of Operations Support presented to the Commission the Division I of the revised **2015 Standard Specifications for Roads & Bridges**. Johnson said the proposed specifications have been significantly modified and was seeking approval from the Commission. Toby Crow of the AGC spoke on Johnson's behalf of the exemplary job that was done. Crow said they did a "red flag review," and didn't have one request for change. Commissioner Rosenboom commended Johnson on his presentation of the revisions at the last commission meeting.

A MOTION WAS MADE by Roby to approve the Division I revisions and seconded by Rosenboom. All voted aye and motion carried.

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Brooke White of Operations Support-Access Management in Sioux Falls presented to the Commission a request for consent and approval for the connection of 32<sup>nd</sup> Avenue with US Hwy 14B, issuance of an access permit to authorize such connection, consent and approval granted as long as the public interest is served and to close the connection if not.

A MOTION WAS MADE by Roby to approve and seconded by Thompson. All voted aye and motion carried.

RESOLUTION #2015-02.03 was adopted.

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Joel Jundt, Division Director of Planning and Engineering, presented the following STIP revisions:

**FOR COMMISSION APPROVAL**

**15-030** This revision will delete a 2019 crossover construction project, delete a 2020 east bound lane reconstruction project, and delete a 2021 west bound lane reconstruction project on I90 from the Wyoming State line to west of Exit 10. A crack, seal and asphalt concrete overlay and pipe repair project will be added for these segments in 2016. This revision is required due to an increased rate of pavement failure on this segment.

FY 2016 Plus \$15,081,000  
FY 2019 Minus \$442,000  
FY 2020 Minus \$12,776,000  
FY 2019 Minus \$13,037,000

**15-035** This revision will add a traffic adaptive signal system project along the 41<sup>st</sup> Street corridor in Sioux Falls to 2015.

FY 2015 Plus \$510,000

A MOTION WAS MADE by Rosenboom to approve and seconded by Thompson. All voted aye and motion carried.

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## **INFORMATIONAL REVISIONS FOR THE COMMISSION**

**15-033** This revision adjusted the cost estimate and location description of the 2015 crossover construction and interchange lighting project near Exit 132 at Brookings.

FY 2015 Plus \$914,000

**15-044** This revision increased the cost estimate of the 2015 Mill & Asphalt Concrete Resurfacing of Interstate 90 east and west bound lanes from approximately 3.6 miles west of Wasta to the US14 exit. Additional quantities of asphalt will be required due to underlying pavement conditions.

FY 2015 Plus \$6,305,000

**15-SC-024** This revision updated the location description of the SD50L mill and asphalt resurfacing project near Vermillion.

FY 2016 No Change

**15-SC-025** This revision deferred a 2015 crack seal project to 2016 and a 2016 chip seal project to 2017 on a segment of US85 near Buffalo. The pavement is performing better than expected and this maintenance work can be deferred a year.

FY 2015 Minus \$45,000

FY 2016 Minus \$184,000

FY 2017 Plus \$281,000

**15-SC-026** This revision added a segment of SD44 in Charles Mix County to a 2015 Mitchell Area Rout and Seal project.

FY 2015 Plus \$78,000

**15-SC-027** This revision removed three structures from planned 2016 and 2018 deck epoxy chip seal projects along Interstate 90 in the Pierre Region. A new project for bridge deck overlays will be added to the Developmental STIP for these structures.

FY 2016 Minus 55,000

FY 2018 Minus 212,000

No action was needed by the Commission for the informational revisions.

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Joel Gengler of Right of Way presented the following items for approval:

1. Abandonment – Campbell County  
This resolution will abandon the temporary easements on Projects P 0010(87)182, PCN 033E and P 1804(38)391, PCN 033F.
2. Abandonment – Clay County  
This resolution will abandon the temporary easement on Project P 0046(47)356, PCN 025D.
3. Abandonment – Grant County  
This resolution will abandon the temporary easement on Project P 0020(123)427, PCN 037K.
4. Abandonment – Meade County  
This resolution will abandon the temporary easement on Project P 0034(133)34, PCN 01TF.
5. Abandonment – Walworth County  
This resolution will abandon the temporary easements on Project P 0130(02)193, PCN 01QH.

A MOTION WAS MADE to approve Items #1-5 by Roby and seconded by Seljeskog. All voted aye and motion carried.

RESOLUTION #'s 2015-02.04, 2015-02.05, 2015-02.06, 2015-02.07, and 2015-02.08 were adopted.

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Before Sam Weisgram presented the bid letting results from the February 18, 2015 letting as follows:

#### **February 18, 2015 Letting**

##### **Grading, Asphalt Concrete Surfacing, Structures, & Permanent Signing**

- |   |   |                 |
|---|---|-----------------|
| 1 | 01KK IM 0901(148)40   | Meade County    |
|   | Loiseau Construction, Inc.  | \$11,262,197.58 |
|   | South I90 Service Road fm Exit 40 to Exit 44 including structure crossing for Elk Creek, Little Elk Creek & Unknown Creeks, Interstate Crossover & Clover Place Service Road on the N Side of Exit 40 |                 |

##### **Cold Milling Asphalt Concrete, Asphalt Concrete Resurfacing, & Culvert Repair**

- |   |   |                       |
|---|---|-----------------------|
| 2 | 035Z NH 0012(167)275                            | Brown, Edmunds County |
|   | DUININCK, INC                                   | \$5,193,874.08        |
|   | US12, US12 E and US12 W - From Mina to Aberdeen |                       |

**Urban Grading, C&G, PCCP Surfacing, Cold Milling Asphalt Concrete, Asphalt Concrete Resurfacing, Lighting & Signals**

3      028T    NH 0012(151)389      Grant County  
T & R CONTRACTING INC      \$786,500.00  
US12 - From Grant St to Milbank Ave in Milbank

**Grading, Surfacing, & City Utilities**

4      X03H, X03V    21309 0101( ), 21309 .02.01( )      Grant County  
BX Civil & Construction      \$1,283,660.57  
US12 - From Grant Street to Milbank Avenue and 4th Street in Milbank from US  
Highway 12 north to Railway Avenue

**Cold Milling Asphalt Concrete, Asphalt Concrete Resurfacing; Structure Replacement (RCBC), Approach Grading, Overlay, Membrane & Pipe Repair**

5      038E    P 0034(154)225      Hughes County  
Morris Inc.      \$6,980,537.05  
SD34 - From the Twin Bridges to the Hughes/Hyde County Line

**Cold Milling & Asphalt Concrete Resurfacing**

6      04DY    NH 0014(196)351      Beadle, Kingsbury County  
Asphalt Paving & Materials Co      \$2,856,332.07  
US14 - From the end of the Divided Hwy East of Huron to the start of the PCCP  
in Iroquois & From 3.5 miles East of Lake Preston to 2 miles West of Arlington

**Cold Milling Asphalt Concrete, Asphalt Concrete Resurfacing, Deck Overlay, Approach Slabs, & Culvert Repair**

7      0365, I3P5, 03T4 NH 0050(107)368,4 10B341(), P 0314(02)378BonHomme,YanktonCo.  
SPENCER QUARRIES INCORPORATED      \$4,789,862.45  
SD50 - From Tabor to Yankton & Str. 1.3 miles West of Jct US81 over Marne  
Creek; SD314 - From SD50 to West of US81

**Epoxy Chip Seal, Cold Milling Asphalt Concrete, Asphalt Concrete Resurfacing, & Pipe Repair**

8      04E1, I3MJ, 03AA    P 0073(68)0, 018-392, P 0073(65)9      Bennett, Todd County  
BORDER STATES PAVING INC      \$3,516,224.64  
SD73 - from the Nebraska State Line to the South City Limits of Martin

**Asphalt Surface Treatment (Chip Seal)**

9      047G    P 0075(09)213      Perkins County  
BITUMINOUS PAVING INC      \$900,384.20  
SD75 from SD 20 north to the North Dakota State Line

**Asphalt Surface Treatment (Chip Seal)**

10      047V    NH-P 0022(48) Lake, Lincoln, McCook, Miner, Minnehaha, Moody, Turner Co.  
The Road Guy Construction Company Inc      \$1,333,267.87  
Various Routes in the Sioux Falls Area

A MOTION WAS MADE to approve bids for Projects #1, #2, #5, #6, #7, #8, #9 and #10 was made by Dougherty and seconded by Zander. All voted aye and motion carried.

A MOTION WAS MADE to approve bids for Projects #3 and #4 was made by Fouberg and seconded by Zander. All voted aye and motion carried.

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With no other business to come before the Commission, the meeting was adjourned at 10:16 a.m.

Submitted by:

Patricia A. Saukel  
Recording Secretary

Approved by:

Darin P. Bergquist  
Secretary of Transportation